

BAY COUNTY BOARD OF COMMISSIONERS

TUESDAY, SEPTEMBER 8, 2015

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, SEPTEMBER 8, 2015, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN ERNIE KRYGIER AT 4:02 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS MICHAEL DURANCZYK, VAUGHN BEGICK, KIM COONAN, THOMAS HEREK, DONALD J. TILLEY, MICHAEL LUTZ AND CHAIRMAN ERNIE KRYGIER

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR
SARAH STACK, TEMPORARY SECRETARY

ALSO PRESENT: TIM QUINN, PERSONNEL DIRECTOR
DEBRA RUSSELL, ADMINISTRATIVE SERVICES DIR.
CRYSTAL HEBERT, FINANCE OFFICER
AMBER DAVIS-JOHNSON, CORPORATION COUNSEL
CRISTEN GIGNAC, RECREATION & FACILITIES DIR.
WILLIAM J. CAPRATHE, RETIRED JUDGE
ED OBERSKI, MICHIGAN WORKS PROGRAM
CHUCK GROYA, CONCERNED CITIZEN
HON. WM. CAPRATHE, RETIRED JUDGE
JAN O'DELL, EXECUTIVE DIRECTOR
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK.

PLEDGE OF ALLEGIANCE: ALL PERSONS PARTICIPATED IN THE PLEDGE OF ALLEGIANCE.

CITIZENS INPUT

C. GROYA: APLIN BEACH RESIDENT, CHUCK GROYA, APPEARED BEFORE THE BOARD TO RAISE AWARENESS OF THE DANGERS ASSOCIATED WITH WINTER ACTIVITIES AT THE MOUTH OF THE SAGINAW RIVER NEAR THE CONSUMERS COMPLEX. REACHING OUT TO THE BAY TV3 VIEWERS, MR. GROYA LAUNCHED A CAMPAIGN FOR FUNDING

C. GROYA: OF PUBLIC SIGNS AT A COST OF APPROXIMATELY \$100 EACH. CONSUMERS ENERGY WILL PARTICIPATE IN THE PROJECT BY ALLOCATING FUNDS FOR THE POSTINGS IN HAMPTON TOWNSHIP WHILE HE REMAINED HOPEFUL THAT LOCAL SPORTING GOODS, MARINAS, RECREATION VEHICLE DEALERS, BAIT SHOPS, THE BAY CITY TIMES AND OTHER LOCAL ENTITIES PARTICIPATE.

REPORTS/RESOLUTIONS OF COMMITTEES

WAYS AND MEANS (KIM J. COONAN, CHAIR; DONALD J. TILLEY, VICE CHAIR)

RES.2015-192 COMM. HEREK MOVED TO APPROVE RES. 2015-192 TO APPROVE NATIONAL CONFLICT RESOLUTION DAY BE SET ASIDE THE THIRD THURSDAY IN OCTOBER IN RECOGNITION OF THE MEDIATION PROCESS AND TO INCREASE PUBLIC AWARENESS OF CONSTRUCTIVE WAYS TO RESOLVE INTERPERSONAL AND INTERGROUP CONFLICTS OF ANY TYPE; OUR CITIZENS POSSESS THE MORAL AUTHORITY AND POWER TO RESOLVE CONFLICTS ON THEIR OWN; THE CONFLICT RESOLUTION PROCESS EMPOWERS ALL INDIVIDUALS, FAMILIES, COMMUNITIES, SCHOOLS, BUSINESSES, AND ORGANIZATIONS TO FOSTER COMMUNICATION AND DEVISE SOLUTIONS THAT ARE ACCEPTABLE TO NEEDS AND INTERESTS OF ALL THE PARTIES INVOLVED. THE MICHIGAN SUPREME COURT ADMINISTRATIVE OFFICE PROVIDES SUPPORT TO NINETEEN COMMUNITY RESOLUTION CENTERS TOGETHER AS THE MICHIGAN COMMUNITY DISPUTE RESOLUTION PROGRAM CENTERS ASSOCIATION, WHICH PROVIDES TRAINED VOLUNTEER MEDIATORS TO ASSIST IN CONFLICT RESOLUTION, COMMUNITY-BASED VOLUNTEERS/PROFESSIONAL PARTNERS, TRAINED IN CONFLICT RESOLUTION ARE THE BACKBONES OF THIS PROGRAM. THESE TRAINED MEDIATORS PROVIDE MEDICATION, FACILITATION AND CONCILIATION WHEN ASKED BY THEIR PEERS OR ORDERED BY THE COURT; COMM. BEGICK SUPPORTED THE RESOLUTION AS DURANCZYK PRESENTED THE RETIRED HON. WILLIAM J. CAPRATHE AND EXECUTIVE DIRECTOR, JAN O'DELL WITH A COPY OF THE RESOLUTION, PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES.2015-193 COMM. TILLY MOVED TO APPROVE RES. 2015-193 TO APPROVE AUTHORIZING PARTICIPATION IN THE MICHIGAN DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENTS (MDARD) APPLICATION FOR GRANT FUNDS UNDER STATES GEOLOGICAL

SURVEY (USGS) THREE DIMENSIONAL ELEVATION PROGRAM (3DEP) DOES THE ACQUISITION OF QUALITY LEVEL 2 (QL2) LIGHT DETECTION AND RANGING (LIDAR) DATA; 3DEP GRANT PROGRAM; SECTION I: THAT THE COUNTY BOARD CHAIR IS HEREBY AUTHORIZED AND DIRECTED TO COORDINATE WITH MDARD AND OTHER PARTNER AGENCIES AND GOVERNMENTS IN FILING WITH THE U.S. GEOLOGICAL SURVEY(USGS) FOR A GRANT TO FUND THE 3D ELEVATION PROGRAM/NATIONAL GEOSPATIAL PROGRAM WITHIN THE COUNTY OF BAY. SECTION II: THAT THE COUNTY BOARD CHAIR IS HEREBY AUTHORIZED AND DIRECTED TO PROVIDE AND EXECUTE ANY ADDITIONAL DOCUMENTS ON BEHALF OF THE COUNTY OF BAY WHICH MAY BE REQUIRED BY THE USGS TO SECURE THE AFORESAID GRANT; SECTION III THAT SHOULD SAID GRANT BE APPROVED AND ISSUED BY USGS, THE BOARD CHAIR IS HEREBY AUTHORIZED AND DIRECTED TO ACCEPT THE SAME COMPLY WITH THE CONDITIONS OF THE GRANT AND THE FUNDING FOR THE AFORESAID PROJECT. THE USGS HAS ANNOUNCED A GRANT PROGRAM FOR MATCHING AND COST SHARING ASSOCIATED WITH THE ACQUISITION OF LIDAR DATA UNDER ITS 3DEP PROGRAM; QL2 LIDAR DATA WILL PROVIDE COMMUNITIES WITH THE DATA TO PRODUCE HYPER-ACCURATE TOPOGRAPHIC CONTOUR MAPPING FOR GIS BASED SPATIAL IMAGING; THE NATURAL RESOURCES CONSERVATION SERVICE (NRCS) HAS PLEDGED SIGNIFICANT MATCHING FUNDS FOR THE PROGRAM; MORE THAN 20 COUNTIES IN SOUTHERN LOWER MICHIGAN HAVE EXPRESSED INTEREST IN PARTICIPATING IN THE PROGRAM THE COST FOR INDIVIDUAL COUNTIES TO ACQUIRE THAT DATA AND LEVERAGE THE FEDERAL AGENCY MATCHING FUNDS WILL BE \$100 PER SQUARE MILE TERRITORY, OR FORTY-EIGHT THOUSAND FOUR HUNDRED DOLLARS (\$48,400); COMM. HEREK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES.2015-194

COMM. HEREK MOVED TO APPROVE RES. 2015-194 TO APPROVE EXTENSION OF GRANT (2012-CW-AX-K017) FOR ANOTHER YEAR FOR BAY COUNTY WOMEN'S CENTER; THE BAY COUNTY PROBATE COURT RECEIVED A \$310,000 GRANT FROM THE U.S. DEPARTMENT OF JUSTICE IN 2012 TO WORK WITH THE BAY COUNTY WOMEN'S CENTER TO OPEN UP A SAFE HAVEN; SUPERVISED VISITATION AND SAFE EXCHANGE FACILITY; THIS GRANT WAS SET TO EXPIRE SEPTEMBER 30, 2015 HOWEVER UNSPENT FUNDS REMAIN AND THE COURT HAS BEEN NOTIFIED THAT THE DEPARTMENT OF JUSTICE HAS AGREED TO EXTEND THE GRANT PERIOD FOR ANOTHER YEAR; THE GRANT HAS NO

REQUIRED MATCH AND REQUIRES NO LOCAL FUNDS FOR OPERATIONS; COMM. DURANCZYK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE-6 YEAS, 0 NAYS, LUTZ EXCUSED.

RES. 2015-195 COMM. COONAN MOVED TO APPROVE RES. 2015-195 TO APPROVE AGREEMENT FOR PUBLIC SERVICES/LIAISON OFFICER BETWEEN BAY CITY PUBLIC SCHOOLS AND BAY COUNTY (SHERIFF DEPARTMENT); THE BAY COUNTY SHERIFF DEPARTMENT PROVIDES LAW ENFORCEMENT SERVICES /LIAISON OFFICER TO THE BAY CITY PUBLIC SCHOOLS TO AUGMENT EXISTING PATROLS WITH POLICE PRESENCE AND AVAILABILITY FOR THE SCHOOL DISTRICT; THE SCHOOL DISTRICT IS WILLING TO PAY BAY COUNTY FOR THE PROVISION OF SUCH AVAILABILITY AND SERVICE; THIS MUTUALLY AGREEABLE ARRANGEMENT HAS WORKED WELL FOR SEVERAL YEARS AND BOTH PARTIES SAID AGREEMENT WISH TO CONTINUE THIS ARRANGEMENT; COMM. TILLY SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ

RES. 2015-196 COMM. COONAN MOVED TO APPROVE RES. 2015-196 TO APPROVE USE OF GOLF COURSE PROPERTY FOR DURATION OF MEDICAL CARE FACILITY PROJECT, THE ; AN UPCOMING EXTENSIVE CONSTRUCTION PROJECT AT THE BAY COUNTY MEDICAL CARE FACILITY APPROVED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD. IT INVOLVES BUILDING ADDITIONS AND RENOVATIONS TO APPROXIMATELY 13,470 SQ/FT. OF THE EXISTING FACILITY WITH A PRELIMINARY ESTIMATED COST OF \$6.25 MILLION WITH 12% CONTINGENCY OF \$.75 MILLION TOTALING \$7.00 MILLION; THE BAY COUNTY MEDICAL CARE FACILITY WISHES TO UTILIZE AN AREA APPROXIMATELY 100 FEET OFF HAMPTON ROAD AND THE ENTIRE AREA RUNNING EAST TO WEST FOR STAGING/CONTRACTOR PARKING REMOVING THE TOP SOIL AND INSTALLING STONE CRETE TO CREATE THE PARKING LOT/STANDING AREA FOR THE DURATION OF THE PROJECT; THERE IS NO ACTIVITY THAT WILL AFFECT THE DRIVING RANGE, HOWEVER IT IS EXPECTED THIS AREA WILL REMAIN A STAGING AREA UNTIL THE ENTIRE PROJECT IS COMPLETED AT WHICH TIME THE AREA WILL BE REPLANTED WITH GRASS COMM. HEREK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES.2015-197 COMM. COONAN MOVED TO APPROVE RES. 2015-197 TO APPROVE EXCAVATION OF PEACE CAPSULE (HISTORICAL SOCIETY). IN SEPTEMBER 1965 THE BAY COUNTY LABOR

COUNCIL BURIED THE "JOHN F. KENNEDY PEACE CAPSULE" ON THE SOUTH-WESTERN LAWN OF THE BAY COUNTY BUILDING; THE CAPSULE INCLUDED DOCUMENTS HONORING BAY CITY'S HISTORY AND CENTENNIAL CELEBRATION AS WELL AS "LETTERS TO TOMORROW" WERE SUBMITTED BY MEMBERS IF THE PUBLIC; THE "PEACE CAPSULE" WAS THEN DONATED TO THE BAY COUNTY HISTORICAL SOCIETY VIA LETTER DATED SEPTEMBER 8, 1965, FOR "SAFE KEEPING" WITH THE INTENT THAT IT BE OPENED 100 YEARS AFTER BURIAL IN 2065, HOWEVER IN NOVEMBER 1969 THE HISTORICAL SOCIETY WAS APPROACHED BY THE BAY COUNTY LABOR COUNCIL WITH A REQUEST TO AMEND THE 100 YEARS TO 50 YEARS AFTER IT WAS BURIED; ON JUNE 24, 2015 THE CURRENT HISTORICAL SOCIETY BOARD VOTED TO REQUEST PERMISSION AND ASSISTANCE FROM BAY COUNTY TO EXCAVATE THE CAPSULE THIS FALL IN KEEPING WITH THE PROMISE MADE IN 1965 AND AMENDED IN 1969 AND THAT REQUEST HAS BEEN FORMALLY SUBMITTED; IT IS THE DESIRE OF THE HISTORICAL SOCIETY TO OPEN THE CAPSULE IN CONJUNCTION WITH BAY CITY SESQUICENTENNIAL CELEBRATION EVENTS PLANNED FOR LATE SEPTEMBER; THE HISTORICAL SOCIETY IS ALSO REQUESTING AUTHORIZATION TO WORK WITH COUNTY STAFF ON A PLAN TO POSSIBLY RE-BURY ANOTHER CAPSULE IN THE SAME VAULT POSSIBLY LATER IN THE FALL; COMM. TILLY SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES.2015-198

COMM. COONAN MOVED TO APPROVE RES. 2015-198 THE MODIFICATION 1 TO RESTATEMENT OF INTERLOCAL AGREEMENT ESTABLISHING SAGINAW COUNTY/BAY COUNTY/MIDLAND COUNTY JOB TRAINING PARTNERSHIP ACT (JTPA) CONSORTIUM TO INCLUDE GRATIOT AND ISABELLA COUNTIES (MICHIGAN WORKS); BASED ON A DIRECTIVE FROM THE STATE OF MICHIGAN, IT IS NECESSARY TO MODIFY THE RESTATEMENT OF THE INTERLOCAL AGREEMENT DATED JUNE 1983, AS AMENDED ESTABLISHING THE SAGINAW COUNTY/MIDLAND COUNTY/ BAY COUNTY JOBS TRAINING PARTNERSHIP ACT (JTPA) CONSORTIUM; MODIFICATION 1 EXPANDS THE RESTATEMENT OF INTERLOCAL AGREEMENT TO INCLUDE MICHIGAN WORKS! SERVICES IN THE COUNTY OF GRATIOT AND THE COUNTY OF ISABELLA; THIS MODIFICATION IS TO BE TEMPORARY COMMENCING OCTOBER 1, 2015 AND TERMINATING JUNE 30, 2016 AT WHICH TIME PARTICIPATING COUNTIES INTEND TO ENTER INTO A NEW INTERLOCAL AGREEMENT ESTABLISHING A MORE PERMANENT GOVERNANCE STRUCTURE. COMM. BEGICK SUPPORTED THE

RESOLUTION AS PRESENTED FOLLOWING THE COMMENTS OF REPRESENTATIVE ED OBERSKI . THE RESOLUTION PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES.2015-199 COMM. COONAN MOVED TO APPROVE RES. 2015-199 TO APPROVE TERMS OF RICHARD L. BYRNE AND PATRICK H. BESON ON THE TRI CITY AREA JOINT AIRPORT ZONING BOARD; BAY, MIDLAND AND SAGINAW COUNTIES EACH HAVE THREE (3) SEATS ON THE TRI CITY AREA JOINT AIRPORT ZONING BOARD, THE TERM FOR WHICH IS SIX (6) YEARS, AND CURRENTLY REPRESENTING BAY COUNTY ARE RICHARD L. BYRNE, PATRICK H. BESON AND ERNIE KRYGIER; WHILE ERNIE KRYGIER'S TERM ON THE TRI CITY AREA JOINT AIRPORT ZONING BOARD IS DEFINED AS RUNNING FROM SEPTEMBER 2013 TO SEPTEMBER 2019 THERE IS NO TERM EXPIRATION REFLECTED FOR RICHARD L. BYRNE AND PATRICK H. BESON. COMM. DURANCZYK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES.2015-200 COMM. COONAN MOVED TO APPROVE RES. 2015-200 TO APPROVE GRANT FUNDING FOR BOARDWALK PROJECT AT BAY CITY STATE RECREATION (ENVIRONMENTAL AFFAIRS); THE BAY COUNTY EXECUTIVE AND THEY BAY COUNTY BOARD OF COMMISSIONERS HAVE BEEN WORKING CLOSELY WITH THE DEPARTMENT OF NATURAL RESOURCES (DNR) FOR BEACH AND ACCESS IMPROVEMENTS AT THE BAY CITY STATE RECREATION AREA (BCSRA); THE DNR PROPOSAL FOR A BOARDWALK ACROSS THE "WETLANDS" TO A NEW GROOMED AREA ALONG THE BEACHFRONT HAS PROGRESSED WITH A NUMBER OF ACCOMPLISHMENTS. A BAY AREA COMMUNITY FOUNDATION GRANT (\$14,400) WAS AWARDED TO THE BAY AREA CHAMBER OF COMMERCE TO BE USED FOR CONSTRUCTION COSTS TOWARDS THE BOARDWALK PROJECT AND RELATED SITE AMENITIES. COMM. HEREK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES.2015-201 COMM. COONAN MOVED TO APPROVE RES. 2015-201 TO APPROVE FY 2015-2016 COMPREHENSIVE PLANNING, BUDGETING AND CONTRACTING AGREEMENT (CPBC) (HEALTH DEPT.); THE PURPOSE OF THE FY 2015-16 COMPREHENSIVE PLANNING AND BUDGETING CONTRACT (CPBC) AGREEMENT BETWEEN BAY COUNTY ("CONTRACTOR") AND THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH ("DEPARTMENT") IS TO SET FORTH A JOINT AND COOPERATIVE CONTRACTOR/DEPARTMENT RELATIONSHIP

AND BASIS FOR FACILITATING THE DELIVERY OF PUBLIC HEALTH SERVICES TO THE CITIZENS OF BAY COUNTY, AS DESCRIBED IN THE AGREEMENT'S OUTPUT MEASURES AND ANNUAL BUDGET. THE AGREEMENT COVERED SERVICES FROM OCTOBER 1, 2015 AND CONTINUED THROUGH SEPTEMBER 30, 2016; IN ACCORDANCE WITH THE FUNDING/REIMBURSEMENT MATRIX, THE TOTAL PROPOSED STATE BUDGET AND AMOUNT COMMITTED FOR THIS PERIOD FOR THE PROGRAM ELEMENTS COVERED BY THIS AGREEMENT IS \$1,261,006.00 WITH THE ENACTMENT OF THE FY 15/16 MICHIGAN DEPARTMENT OF COMMUNITY HEALTH (MDCH) APPROPRIATION BILL. COMM. BEGICK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES.2015-202 COMM. COONAN MOVED TO APPROVE RES. 2015-202 TO APPROVE AERIAL SPRAYING FOR 2016 AND 2017, BAY COUNTY MOSQUITO CONTROL'S ANNUAL AERIAL TREATMENT IS THE MOST IMPORTANT LARVICIDING ACTIVITY IN IT'S PROGRAM WITH THE SINGLE HIGHEST CONTROL COST; IN 2015, 44,649 ACRES OF SEASONAL FLOODED WOODLOTS THROUGHOUT BAY COUNTY. FOLLWING THE BID PROCESS, EARL'S SPRAY SERVICE FROM BRECKENRIDGE, MI WAS THE LOWEST QUALIFIED AND ONLY BIDDER FOR 2014-15 SEASONS, PERFORMING QUALITY, REPUTABLE WORK; THE OWNER OF EARL'S SPRAY SERVICE HAS INDICATED THAT HIS LOCAL COMPANY WOULD EXTEND THE CURRENT CONTRACT WITH ALL THE TERMS AND CONDITIONS FOR THE NEXT TWO (2) YEARS 2016 AND 2017. THE TOTAL COST OF THE AERIAL TREATMENT SERVICES WILL NOT EXCEED THE 2016 BUDGET AND THE RATE WILL BE \$4.25 PER ACRE. TILLEY SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-203 COMM. COONAN MOVED TO APPROVE RES. 2015-203 TO APPROVE BANGOR TOWNSHIP COMMUNICATIONS TOWER PROJECT (9-1-1 CENTRAL DISPATCH); THE BANGOR TOWNSHIP RECREATION ROOM, LOCATED JUST BEHIND THE BANGOR FIRE STATION SERVES AS THE BAY COUNTY 9-1-1 BACKUP CENTER AND AS PART OF HOUSING OUR BACKUP CENTER AT BANGOR TOWNSHIP, THE TOWNSHIP HAS ALLOWED BAY COUNTY 9-1-1 TO CO-LOCATE OUR VHF AND 800 MHZ RADIO ANTENNAS ON THE BANGOR FIRE DEPT RADIO TOWER WHICH WAS ERECTED IN THE EARLY 1960'S. BANGOR TOWNSHIP WILL COVER THE COSTS ASSOCIATED WITH TEARING DOWN AND REMOVING THE EXISTING TOWER AND IN ACCORDANCE WITH THE BAY COUNTY PURCHASING POLICY, 9-1-1

WILL INCUR THE COSTS ASSOCIATED WITH THE PURCHASE AND INSTALLATION OF THE NEW TOWER; THE MOVING OF EXISTING 9-1-1 RADIO EQUIPMENT AND FENCING THE TOWER SITE; 9-1-1 WILL REALLOCATE DOLLARS TO COMPLETE THE BANGOR RADIO TOWER PROJECT. THE ENTIRE PROJECT IS ESTIMATED TO COST \$38,000; COMM. BEGICK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-204 COMM. COONAN MOVED TO APPROVE RES. 2015-204 TO APPROVE INSTALLATION OF COMMUNITY CENTER FURNACE UNITS (2) WHICH HEAT THE LOCKER ROOMS AND GUARD SHACK AT THE BAY COUNTY COMMUNITY CENTER. THE COST OF REPLACEMENT WOULD NOT EXCEED \$5,000 HOWEVER FUNDS HAVE NOT BEEN BUDGETED IN 2015 FOR THE FURNACE REPLACEMENT AND WOULD COME FROM FUND BALANCE. COUNTY STAFF WILL INSTALL BOTH FURNACES. COMM. DURANCZYK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-205 COMM. COONAN MOVED TO APPROVE RES. 2015-205 TO APPROVE IN LINE GAS VALVE- RIVERSIDE CENTER (BUILDINGS AND GROUNDS); PRESENTLY THE BAY COUNTY DIVISION ON AGING REIMBURSES THE COUNTY FOR UTILITY USAGE AT THE RIVERSIDE CENTER BASED ON AN OLD CALCULATION OF SHARED SPACE AND SERVICES; INSTALLATION OF A NEW IN-LINE GAS METER WILL ALLOW FOR AN ACCOUNTING OF ACTUAL GAS CONSUMPTION BY THE RIVERSIDE CENTER AS IS THE CASE FOR WATER METER AND ELECTRICAL METER UTILITIES. THE ESTIMATED COST FOR THE METER AND PIPING IS \$2,100 AND WITH FUNDS NOT BUDGETED IN THE BUILDINGS AND GROUNDS 2015 BUDGET THE RESOLUTION AUTHORIZED THE USE OF FUND BALANCE DOLLARS NOT TO EXCEED \$2,100.00. COMM. TILLEY SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-206 COMM. COONAN MOVED TO APPROVE RES. 2015-206 TO APPROVE THE PURCHASE OF A 4X4 ALL TERRAIN VEHICLE (ATV) FOR THE PINCONNING PARK. THE ATV IS A SIDE-BY-SIDE ALLOWING TWO EMPLOYEES TO RIDE TOGETHER TO A JOB SITE. FUNDS REQUIRED (\$9,000) HAVE NOT BEEN BUDGETED FOR THIS PURCHASE AND SHALL BE ALLOCATED FROM FUND BALANCE. COMM. DURANCZYK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-207 COMM. COONAN MOVED TO APPROVE RES. 2015-207 TO REPLACE THE GOLF COURSE MAINTENANCE BARN ROOF WITH A 40 YEAR STEEL ROOF AS THE CURRENT ROOF OF THE BAY COUNTY GOLF COURSE MAINTENANCE BARN IS APPROXIMATELY 25 YEARS OLD AND IN POOR CONDITION. THE COST UP TO APPROXIMATELY \$11,750 FOR THE ROOF SHALL BE TAKEN FROM FUND BALANCE AS NO FUNDS EXIST IN THE 2015 BUDGET. ROOF TO BE INSTALLED BY COUNTY STAFF. COMM. TILLEY SUPPORTED THE ROOF REPLACEMENT CARRIED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-208 COMM. COONAN MOVED TO APPROVE RES. 2015-208 TO APPROVE PAYABLES (GENERAL FUND; HOUSING); THAT THE BAY COUNTY BOARD OF COMMISSIONERS HEREBY APPROVES THE CLAIMS AGAINST THE COUNTY AS FOLLOWS:

ACCOUNTS PAYABLE:

8/12/15	\$1,377,292.41
8/19/15	\$ 355,668.99
8/26/15	\$ 510,581.46
9/2/15*	\$ 200,867.43*

HOUSING (Center Ridge Arms):

8/06/15	\$31,361.32
8/21/15	\$27,993.57

***Received After Ways And Means Committee Meeting**

COMM. BEGICK SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-209 COMM. COONAN MOVED TO APPROVE RES. 2015-209 TO APPROVE "PAWS IN THE PARK EVENT" BY BAY COUNTY ANIMAL CONTROL AS CONTACTED BY DIGITY MEDIA TO SPONSOR THIS OUTING AT THE BAY COUNTY FAIRGROUNDS ON SATURDAY, SEPTEMBER 12, 2015. IT IS ANTICIPATED THIS EVENT WILL ATTRACT OVER 5,00 PET LOVERS FROM AROUND OUR COMMUNITY WITH MANY NON-PROFIT ORGANIZATIONS, ANIMAL RESCUE GROUPS, SERVICE PROVIDERS AND PET LOVERS COMING TOGETHER FROM 11:00 A.M. TIL 5:00 P.M. THERE IS NO FINANCIAL IMPACT TO THE COUNTY SINCE THIS EVENT IS SPONSORED BY BAY COUNTY ANIMAL CONTROL. COMM. TILLEY SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, LUTZ EXCUSED.

**PERSONNEL/HUMAN SERVICES (MICHAEL E. LUTZ, CHAIR;
DONALD J. TILLEY, VICE CHAIR)**

RES-2015-210 COMM. TILLEY MOVED TO APPROVE RES. 2015-210 AUTHORIZING 9-1-1 TO HIRE TEMPORARY DISPATCHER(S) AS A VACANCY(S) OCCURS FOR THE PERIOD OF TIME REQUIRED TO POST/FILL THE BUDGETED FULL- TIME DISPATCHER(S) POSITIONS. BAY COUNTY 9-1-1 WAS BUDGETED FOR 24 DISPATCHER POSITIONS. COMM. COONAN SUPPORTED THE RESOLUTION , CARRIED BY VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-211 COMM. TILLEY MOVED TO APPROVE RES. 2015-211 TO APPROVE VACANCIES: DIVISION ON AGING, SHERIFF DEPARTMENT AND FINANCE DEPARTMENT. CONCURRENCE WAS GIVEN TO POST/ADVERTISE/FILL THE FOLLOWING FULL TIME/PART TIME/ TEMPORARY/SEASONAL OR CO-OP POSITIONS/VACANCIES NEW POSITIONS, MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS;

1. Division on Aging- Driver (part time, \$10.18/hr. entry)
2. Sheriff Department- CFO (full time, \$15.95/hr. entry)
3. Finance Dept.- Account Clerk IV (full time, \$15.81/hr. entry)

COMM. COONAN SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

**BOARD OF COMMISSIONERS (ERNIE KRYGIER, CHAIR,
DONALD J. TILLEY, VICE CHAIR)**

RES-2015-212 COMM. TILLEY MOVED TO APPROVE RES. 2015-212 THE REPORTS OF COUNTY EXECUTIVE INCLUDING THE EMPLOYMENT STATUS REPORT FOR AUGUST 2015. COMM. BEGICK SUPPORTED PASSAGE OF SAID REPORT AS CARRIED BY VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-213 COMM. TILLEY MOVED TO APPROVE RES. 2015-213 THE 4029 TAX RATE REQUEST (EQUALIZATION). THE 2015 TAX RATE REQUEST (L-4029) IS A STATE REQUIRED FORM COMPLETED TO CERTIFY THAT THE TAX RATES (MILLAGES) HAVE BEEN REDUCED IF NECESSARY, TO COMPLY WITH THE STATE CONSTITUTION AND ALSO AUTHORIZES THE LEVY OF THE LISTED TAX RATES ON THE 2015 TAX ROLL; COMM. COONAN SUPPORTED THE RESOLUTION AS PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

RES-2015-214

COMM. TILLEY MOVED TO APPROVE RES. 2015-214 TO APPROVE WORKFORCE DEVELOPMENT BOARD APPOINTMENTS; THE FOLLOWING INDIVIDUALS HAVE BEEN NOMINATED FOR SERVICE ON THE WORKFORCE DEVELOPMENT BOARD BY THE BAY AREA CHAMBER OF COMMERCE:

1. JEFF ADAMO, DIRECTOR OF HUMAN SERVICES FOR MICHIGAN SUGAR COMPANY, RECOMMENDED BY THE BAY AREA CHAMBER OF COMMERCE, TO REPRESENT BAY COUNTY BUSINESS COMMUNITY
2. CHRIS TAYLOR, GREAT LAKES ORGANIZING COMMITTEE (GROC) ORGANIZER RECOMMENDED BY LABORERS' LOCAL 1098, TO REPRESENT BAY COUNTY LABOR COMMUNITY
3. SHEILA DAHM, SITE MANGER FOR THE BAY CITY AND MIDLAND OFFICES OF MICHIGAN REHABILITATION SERVICES, RECOMMENDED BY MICHIGAN REHABILITATION SERVICES TO REPRESENT VOCATIONAL REHABILITATION
4. BRIAN MCBRIDE, ADULT EDUCATION SUPERVISOR AT BAY-ARENAC ISD, RECOMMENDED BY BAY ARENAC ISD, TO REPRESENT EDUCATION AND THE TALENT DISTRICT CAREER COUNCIL.

COMM. DURANCZYK SUPPORTED THE RESOLUTION WITH BOARD CONCURRENCE EVIDENCED BY VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-LUTZ.

MOTION 62:

COMM. TILLEY MOVED TO GO INTO CLOSED SESSION PURSUANT TO MCLA 15.268, SECTION 8 (E) TO CONSULT WITH BAY COUNTY CORPORATE COUNSEL REGARDING TRIAL AND/OR SETTLEMENT STRATEGY IN CONNECTION WITH SPECIFIC PENDING LITIGATION ONLY WHEN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATING OR SETTLEMENT POSITION OF THE PUBLIC BODY IN THE MATTER OF THE BAY COUNTY SHERIFF DEPARTMENT PENDING LAWSUITS. COMM. DURANCZYK SUPPORTED THE MOTION FOR CLOSED SESSION AS CARRIED BY ROLL CALL VOTE AS FOLLOWS:

YEAS: DURANCZYK, KRYGIER, BEGICK, COONAN, HEREK, TILLEY
NAYS: NONE
EXCD: LUTZ

THE CLOSED SESSION MOTION WAS PASSED.

MOTION 63:

COMM. TILLEY MOVED TO RETURN TO THE REGULAR ORDER OF AGENDA BUSINESS FOLLOWING THE CLOSED SESSION. IT WAS

SUPPORTED BY COMM. DURANCZYK AND PASSED BY A
UNANIMOUS VOICE VOTE.- COMM. LUTZ EXCUSED.

UNFINISHED BUSINESS - NO UNFINISHED BUSINESS

NEW BUSINESS - NO NEW BUSINESS

MISCELLANEOUS - NO MISCELLANEOUS ITEMS

ANNOUNCEMENTS - 2015 APPOINTMENTS WERE READ

MOTION 64: COMM. HEREK MOVED TO ADJOURN THE BOARD MEETING
AT 4:45 P.M. WITH THE SUPPORT COMM. DURANCZYK AND
BOARD CONCURRENCE EVIDENCED BY 6 YEAS, 0 NAYS,
1 EXCUSED-LUTZ.

ERNIE KRYGIER, CHAIR
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, CLERK
BOARD OF COMMISSIONERS

SARAH STACK, TEMP. SECRETARY
BOARD OF COMMISSIONERS